

PATENT COOPERATION TREATY

From the INTERNATIONAL SEARCHING AUTHORITY

J3A

PCT

To:
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NOTIFICATION OF TRANSMITTAL OF
THE INTERNATIONAL SEARCH REPORT AND
THE WRITTEN OPINION OF THE INTERNATIONAL
SEARCHING AUTHORITY, OR THE DECLARATION

(PCT Rule 44.1)

018062-006210PC

Date of mailing
(day/month/year)

05 JUL 2005

Applicant's or agent's file reference
18062-62-1PC

FOR FURTHER ACTION See paragraphs 1 and 4 below

International application No.
PCT/US04/11297

International filing date
(day/month/year) 12 April 2004 (12.04.2004)

Applicant
THE REAGENTS OF THE UNIVERSITY OF CALIFORNIA

1. ☒ The applicant is hereby notified that the international search report and the written opinion of the International Searching Authority have been established and are transmitted herewith.

Filing of amendments and statement under Article 19:

The applicant is entitled, if he so wishes, to amend the claims of the international application (see Rule 46):

When? The time limit for filing such amendments is normally two months from the date of transmittal of the international search report.

Where? Directly to the International Bureau of WIPO, 34 chemin des Colombettes
1211 Geneva 20, Switzerland, Facsimile No.: +41 22 740 14 35

For more detailed instructions, see the notes on the accompanying sheet.

2. ☐ The applicant is hereby notified that no international search report will be established and that the declaration under Article 17(2)(a) to that effect and the written opinion of the International Searching Authority are transmitted herewith.
3. ☐ With regard to the protest against payment of (an) additional fee(s) under Rule 40.2, the applicant is notified that:

- ☐ the protest together with the decision thereon has been transmitted to the International Bureau together with the applicant's request to forward the texts of both the protest and the decision thereon to the designated Offices.
- ☐ no decision has been made yet on the protest; the applicant will be notified as soon as a decision is made.

4. Reminders

Shortly after the expiration of 18 months from the priority date, the international application will be published by the International Bureau. If the applicant wishes to avoid or postpone publication, a notice of withdrawal of the international application, or of the priority claim, must reach the International Bureau as provided in Rules 90bis.1 and 90bis.3, respectively, before the completion of the technical preparations for international publication.

The applicant may submit comments on an informal basis on the written opinion of the International Searching Authority to the International Bureau. The International Bureau will send a copy of such comments to all designated Offices unless an international preliminary examination report has been or is to be established. These comments would also be made available to the public but not before the expiration of 30 months from the priority date.

Within 19 months from the priority date, but only in respect of some designated Offices, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase until 30 months from the priority date (in some Offices even later); otherwise, the applicant must, within 20 months from the priority date, perform the prescribed acts for entry into the national phase before those designated Offices.

In respect of other designated Offices, the time limit of 30 months (or later) will apply even if no demand is filed within 19 months.

See the Annex to Form PCT/IB/301 and, for details about the applicable time limits, Office by Office, see the *PCT Applicant's Guide*, Volume II, National Chapters and the WIPO Internet site.

Name and mailing address of the ISA/ US
Mail Stop PCT, Attn: ISA/US
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
Facsimile No. (703) 305-3230

Authorized officer

Thomas E. McKenzie, Ph.D.

Telephone No. (571) 272-1600

Form PCT/ISA/220 (January 2004)

(See notes on accompanying sheet)
art 19 amendment (optional)
DOCKETED BY 20

search rpt rec'd
DOCKETED BY 20

file IDS in US
DOCKETED BY 20

PATENT COOPERATION TREATY

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference 18062-62-1PC	FOR FURTHER ACTION <small>see Form PCT/ISA/220 as well as, where applicable, item 5 below.</small>	
International application No. PCT/US04/11297	International filing date (<i>day/month/year</i>) 12 April 2004 (12.04.2004)	(Earliest) Priority Date (<i>day/month/year</i>) 11 April 2003 (11.04.2003)
Applicant THE REAGENTS OF THE UNIVERSITY OF CALIFORNIA		

This international search report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This international search report consists of a total of 5 sheets.



It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the Report

a. With regard to the language, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.



The international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

b. ☐

With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I.

2. ☒ Certain claims were found unsearchable (See Box No. II)

3. ☒ Unity of invention is lacking (See Box No. III)

4. With regard to the title,



the text is approved as submitted by the applicant.



the text has been established by this Authority to read as follows:

5. With regard to the abstract,



the text is approved as submitted by the applicant.



the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. With regard to the drawings,

a. the figure of the drawings to be published with the abstract is Figure No. _____



as suggested by the applicant.



as selected by this Authority, because the applicant failed to suggest a figure.



as selected by this Authority, because this figure better characterizes the invention.

b. ☒

none of the figures is to be published with the abstract

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Box No. II Observations where certain claims were found unsearchable (Continuation of item 2 of first sheet)

This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. ☐ Claims Nos.:
because they relate to subject matter not required to be searched by this Authority, namely:
2. ☐ Claims Nos.:
because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically:
3. ☒ Claims Nos.: 18,19 and 61-63
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

Box No. III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:
Please See Continuation Sheet

1. ☐ As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims.
 2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
 3. ☐ As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claims Nos.:
 4. ☒ No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.: 1-17,20-25,48 and 49
- Remark on Protest ☐ The additional search fees were accompanied by the applicant's protest.
☐ No protest accompanied the payment of additional search fees.

INTERNATIONAL SEARCH REPORT

International application No.

PCT/US04/11297

A. CLASSIFICATION OF SUBJECT MATTER

IPC(7) : C07D 487/04
US CL : 544/280; 514/265.1

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

U.S. : 544/280; 514/265.1

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)
CAS ONLINE

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	BURCHAT, A.F. et al. Pyrrolo[2,3-d]pyrimidines Containing an Extended 5-Substituent as Potent and Selective Inhibitors of Ick II, Bioorganic & Medicinal Chemistry Letters. 02 October 2000, Vol. 10, No. 19, pages 2171-2174, see compounds 5, 10, and 11, page 2172 fit formula (I) with R1 = NH2, R2 = 4-methoxyphenyl, R3 = E = CN, CO2H, or CONH2, R4 = cyclopentyl, and R5 = H.	1-4 and 6-11
X	CHENON, M.T. et al. Carbon-13 magnetic resonance. XXV. Basic set of parameters for the investigation of tautomerism in purines established from carbon-13 magnetic resonance studies using certain purines and pyrrolo[2,3-d]pyrimidines. Journal of the American Chemical Society. 1975, Vol. 97 No. 16, pages 4627-36, especially compound IV, page 4628 fits formula (I) with R1 = NH2, R2 = R3 = E = R5 = H, R4 = methyl..	1-3 and 5

☐ Further documents are listed in the continuation of Box C.

☐ See patent family annex.

Special categories of cited documents:	
"A" document defining the general state of the art which is not considered to be of particular relevance	"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"E" earlier application or patent published on or after the international filing date	"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"O" document referring to an oral disclosure, use, exhibition or other means	"&" document member of the same patent family
"P" document published prior to the international filing date but later than the priority date claimed	

Date of the actual completion of the international search

11 June 2005 (11.06.2005)

Date of mailing of the international search report

05 JUL 2004

Name and mailing address of the ISA/US

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Commissioner for Patents
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INTERNATIONAL SEARCH REPORT

International application No.

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BOX III. OBSERVATIONS WHERE UNITY OF INVENTION IS LACKING

This application contains the following inventions or groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1. In order for all inventions to be examined, the appropriate additional examination fees must be paid.

Group I, claim(s) 1-17, 20-25, 48, and 49, drawn to pyrrolopyrimidine compounds and a method of use thereof.

Group II, claim(s) 26, and parts of 30-46, and 50, drawn to compounds of formula (II) and a method of use thereof.

Group III, 27, and parts of 30-46, and 50, drawn to compounds of formula (III) and a method of use thereof.

Group IV, 28, and parts of 30-46, and 50, drawn to compounds of formula (IV) and a method of use thereof.

Group V, 28, and parts of 30-46, and 50, drawn to compounds of formula (V) and a method of use thereof.

Group VI, claim(s) 47, drawn to a method of inhibiting protein kinases, using any compound.

Group VII, claim(s) 51, drawn to a second method of affecting protein kinases using any compound.

Group VIII, claim(s) 52, drawn to a third method of affecting protein kinases.

Group IX, claim(s) 53, drawn to a method of treating a cell with any compound.

Group X, claim(s) 54 and 59, drawn to a method of tumor treatment with any compound.

Group XI, claim(s) 55-57, drawn to a second method of use of pyrrolopyrimidine compounds.

Group XII, claim(s) part of 58, drawn to a second method of use of compounds (II).

Group XIII, claim(s) part of 58, drawn to a second method of use of compounds (III).

Group XIV, claim(s) part of 58, drawn to a second method of use of compounds (IV).

Group XV, claim(s) part of 58, drawn to a second method of use of compounds (V).

Group XVI, claim(s) 60, drawn to an array.

The inventions listed as Groups I-X and XVI do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: the technical feature of claim 1 is a pyrrolopyrimidine compound. This technical feature is not present in claims 26-47, 50-54, and 59.

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The inventions listed as Groups I and XI do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: Claims 48 and 49 are drawn to a method of use of the compounds of Group I. Claims 55-57 are drawn to a second method of use of these compounds. According to Appendix A1 ANNEX B PART 1(e)(i) of the ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT, only a single use of a product shall be examined.

The inventions listed as Groups II-V and XII-XV do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: Claim 50 is drawn to a method of use of the compounds of Groups I-V. Claim 58 is drawn to a second method of use of these compounds. According to Appendix A1 ANNEX B PART 1(e)(i) of the ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT, only a single use of a product shall be examined.